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Attorney for Defendant
HOME DEPOT U.S.A., INC.

UNITED STATES DISTRICT COURT
STATE OF NEVADA

JAMES FURTADO LUM, an individual;
DOROTHY LEWIS, an individual,

Plaintiffs,

v.

HOME DEPOT U.S.A., INC., a foreign
corporation; DOE SECURITY OFFICER
a/k/a VAUGH, an individual; DOES I
through X; and ROE CORPORATIONS I
through X, inclusive,

Defendants.

Case No.: 2:24-cv-00300-RFB-EJY

**STIPULATION AND ORDER
EXTENDING DISCOVERY
DEADLINES**

(Third Request)

Plaintiffs JAMES FURTADO LUM AND DOROTHY LEWIS and Defendant HOME
DEPOT U.S.A., INC. ("HomeDepot") (collectively hereinafter the "Parties") by and through their
attorneys of record hereby jointly stipulate and respectfully request this Honorable Court order a
continuance of the discovery deadlines for 90 days pursuant to FRCP 26. The basis is that Plaintiff

1 Lum is incarcerated and, due to unforeseen circumstances, Plaintiff Lum's deposition was continued.
2 Additionally, Home Depot is working with the prison to perform an independent medical
3 examination of the Plaintiff. Finally, Home Depot is in the process of reviewing its voluminous files
4 and records to ensure the accuracy of its responses.
5

6 1. Discovery complete: The Parties have been diligently engaging in discovery. To date,
7 Plaintiffs have served Home Depot with their responses to written discovery. Home Depot has
8 deposed Plaintiff Lewis. Plaintiffs have served written discovery requests on Home Depot. The
9 Parties are actively engaging in informal settlement negotiations and, if unable to resolve, are
10 considering a formal mediation to resolve this matter.
11

12 2. Discovery remaining: The Parties intend to conduct further discovery, including the
13 deposition of Plaintiff Lum, the independent medical examination of Plaintiff Lum, the depositions of
14 Home Depot employees, additional written discovery requests, and expert discovery.
15

16 3. Describe of why remaining discovery has not been completed within the time limits
17 previously set by the Court: The Parties respectfully submit they have good cause for the 90-day
18 extension of the discovery deadlines. The deposition and the independent medical examination have
19 not been completed because Plaintiff Lum is in prison and the prison provides the available dates.
20 Additionally, Home Depot's discovery responses are outstanding because its files and records are
21 voluminous and corporate research is required to ensure the accuracy of its responses.
22
23

24 4. Proposed schedule for completing all remaining discovery: Based on the foregoing, the
25 Parties respectfully request that the Court grant their request to extend the discovery deadlines as
26 follows:
27
28

Event	Current Date	New Date
Discovery Cut Off	February 10, 2025	May 11, 2025
Last day to make Initial Expert Disclosures	December 10, 2024	March 10, 2025
Last Day to make Rebuttal Expert Disclosure	February 17, 2025	April 9, 2025
Dispositive Motions	March 10, 2025	June 9, 2025
Pretrial Order	April 9, 2025	July 8, 2025

This stipulation was entered and filed prior to 21 days in advance of the first deadline required by Local Rule 26-4.

Dated this 21st day of November 2024.

Dated this 20th day of November 2024

THE BIG GUNS INJURY ATTORNEYS

HOMAN, STONE & ROSSI, APC

By: /s/ Adam Edwards

By: /s/ Lynn Rivera

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Attorneys for Plaintiffs

Attorneys for Defendant

Good Cause Appearing to extend the discovery deadlines, the deadlines are re-set in accordance with the Proposed Dates set forth above by the Parties.

IT IS SO ORDERED.

Date: November 21, 2024


UNITED STATES MAGISTRATE JUDGE